

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|                           |   |                            |
|---------------------------|---|----------------------------|
| In Re Application of      | ) |                            |
|                           | ) | Attorney Docket 32414.49.1 |
| Mwaura                    | ) |                            |
|                           | ) |                            |
| Serial No. 10/587,060     | ) |                            |
|                           | ) |                            |
| Filed: 21 July 2006       | ) |                            |
|                           | ) |                            |
| For: METHOD OF CONVERTING | ) |                            |
| AQUATIC PLANTS            | ) |                            |
| ESPECIALLY HYACINTH       | ) |                            |
| INTO USEFUL PRODUCTS      | ) |                            |

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**RESPONSE TO COMMUNICATION AND  
 REQUEST TO CONTINUE PROCESSING APPLICATION UNDER 35 U.S.C. 371**

This is responsive to the Communication mailed 08 September 2006 (copy enclosed). The undersigned hereby confirms that Application No. 10/587,060 will continue to be processed. Accordingly, the Office is respectfully requested to continue processing the instant application under 35 U.S.C. 371.

It is the undersigned's understanding that Application No. 10/597,368 has been expressly abandoned by the law firm of Fitch Evan Tabin and Flannery.

Accordingly, the submission by Fredrikson & Byron, P.A. under 35 U.S.C. 371 on 21 July 2006 (and assigned Application No. 10/587,060 by the Office) is proper.

It is not believed that any fees are due in connection with this communication, but the Commissioner is authorized to charge any required fees to Deposit Account No. 061910.

Confirmation of this request and of continued processing of the instant application under 35 U.S.C. 371 is hereby respectfully requested.

Respectfully submitted,

Dated: November 8, 2006

Kara Fairbairn

Kara K. Fairbairn  
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*CERTIFICATE OF EXPRESS MAIL*

"Express Mail" mailing label number EV 883691541 US Date of Deposit: 8 November 2006. I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Mail Stop PCT, PO Box 1450, Alexandria, VA 22313-1450.

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In re Application of MWAURA  
U.S. Application No.: 10/587,060  
PCT Application No.: PCT/IB04/00352  
Int. Filing Date: 23 January 2004  
Priority Date Claimed: (none)  
Attorney Docket No.: 7820/88851  
For: METHOD OF CONVERTING AQUATIC  
PLANTS ESPECIALLY HYACINTH INTO  
USEFUL PRODUCTS

COMMUNICATION

This application is before the Office of PCT Legal Administration for consideration of issues arising under 35 U.S.C. 371.

**BACKGROUND**

On 23 January 2004, applicant filed international application PCT/IB04/00352. A copy of the international application was communicated to the USPTO from the International Bureau on 01 September 2005. The thirty-month period for paying the basic national fee in the United States expired on 23 July 2006.

On 21 July 2006, application papers requesting national stage entry in the United States for PCT/IB04/00352 were submitted by the law firm of Fitch Even Tabin and Flannery. These papers were accompanied by the requisite basic national fee and were assigned U.S. application number 10/597,368.

On 21 July 2006 application papers requesting national stage entry in the United States for PCT/IB04/00352 were submitted by the law firm of Fredrickson & Byron, P.A. These papers were accompanied by the requisite basic national fee and were assigned U.S. application number 10/587,060.

**DISCUSSION**

The submission of two different sets of application papers to enter the national stage in the United States was improper.

**CONCLUSION**

A proper response must be filed within TWO (2) MONTHS from the mail date of this decision. A proper response must specify which application will continue to be processed under 35 U.S.C. 371. Failure to timely file a proper response will result in ABANDONMENT of the applications. Extensions of time are available under 37 CFR 1.136(a).

Please direct further correspondence with respect to this matter to Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.



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